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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Schuhbauer, et al.
Serial No: 10/088,875
Filed : March 20, 2002
For : RETARD FORM CONTAINING α -LIPOIC ACID
(DERIVATIVES)

January 28, 2003

Commissioner of Patents
and Trademarks
Washington, D.C. 20231

LETTER

SIR :

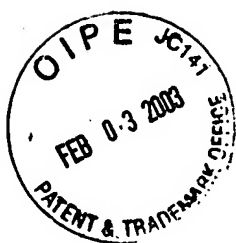
Attached is a copy of a paper entitled "Correction Notice of Acceptance of Application"
with its attachments submitted to the USPTO on June 24, 2002. Please correct the filing date
and send us a new filing receipt.

Respectfully submitted,

FULBRIGHT & JAWORSKI L.L.P.

By James R. Crawford
James R. Crawford
Reg. No. 39,155

666 Fifth Avenue
New York, N.Y. 10103
(212) 318-3148



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June 24, 2002

Commissioner of Patents
Washington, D.C. 20231
Box PCT

This is to certify that this correspondence is being
sent by First Class Mail in an envelope address to:
Commissioner of Patents and Trademarks,
Washington, D.C. 20231 on June 24, 2002

Eileen Sheffield
Eileen Sheffield

CORRECTION NOTICE OF ACCEPTANCE OF APPLICATION

SIR:

The Notice of Acceptance of Application indicates that this application was filed on
March 2, 2002. It is believed that this is an error and that the date should be March 20, 2002.
Correction is requested.

Respectfully submitted,
FULBRIGHT & JAWORSKI L.L.P.

By

James R. Crawford
James R. Crawford
Reg. No. 39,155

666 Fifth Avenue
New York, N.Y. 10103
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UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/088,875	Hans Schuhbauer	HUBR-1206 (10202655)

INTERNATIONAL APPLICATION NO.

PCT/EP00/09585

I.A. FILING DATE	PRIORITY DATE
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09/29/2000

10/01/1999

24972
 FULBRIGHT & JAWORSKI, LLP
 666 FIFTH AVE
 NEW YORK, NY 10103-3198

CONFIRMATION NO. 4984

371 ACCEPTANCE LETTER



OC000000008255754

Date Mailed: 06/12/2002

NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.494 OR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as an Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

03/02/2002

DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and
 (c)(4) REQUIREMENTS

03/02/2002

DATE OF RECEIPT OF ALL 35 U.S.C.
 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** *The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363).* Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- U.S. Basic National Fee
- Assignee Statement
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments

- Request for Immediate Examination

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

BARBARA A CAMPBELL

Telephone: (703) 305-3631

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)

FULBRIGHT & JAWORSKI, LLP
NEW YORK DOCKETING
Docketed ☐ Not Required ☐
Previously ☐ Updated ☒
Docket No: HUBB 1206 JBC
Action: _____
Reminder: _____
Date: Due/Date Done
Initials: [Signature]



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/088,875	03/02/2002 3/20/02	1615	998	HUBR-1206 (10202655)	3	26	1

CONFIRMATION NO. 4984

24972
FULBRIGHT & JAWORSKI, LLP
666 FIFTH AVE.
NEW YORK, NY 10103-3198

FILING RECEIPT



OC000000008255753

Date Mailed: 06/12/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Hans Schuhbauer, Trostberg, GERMANY;
Ivo Pischel, Trostberg, GERMANY;
Andreas Bernkop-Schnurch, Wien, AUSTRIA;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A 371 OF PCT/EP00/09585 09/29/2000

Foreign Applications

GERMANY 199 47 330.7 10/01/1999
GERMANY 100 45 904.8 09/16/2000

Projected Publication Date: Not Applicable, filed prior to November 29, 2000

Non-Publication Request: No

Early Publication Request: No

Title

Retard form containing alpha-lipoic acid (derivatives)

DOCKET DEPT.
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2002 JUN 21 A 10:39
FULBRIGHT & JAWORSKI, LLP
NEW YORK OFFICE

Preliminary Class

424

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Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

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NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

FULBRIGHT & JAWORSKI, LLP
NEW YORK DOCKETING

Docketed ☐ Not Required ☐

Previously ☐ Updated ☒

Docket No: HUBB 1206 NR

Action: _____

Reminder: _____

Date: Due/Done

Initials: DM



Rec'd check 930.00

Case HUBR-1206 (10202655 (JRC) Serial No. Please assign
Date Mailed: March 20, 2002 Date Due: 4/1/02

The following was mailed to the U.S. Patent and Trademark Office

JCC7 Rec'd PCT/PTO 02 MAR 2002

Express No. EL8296450358 US

PCT/EP00/09585 - Inter. Filing Dt. 9/29/2000; Priority: 10/1/99 and 9/16/2000; WO 01 24793 PCT Request;
Exec. Declaration;; English Translation; Infor. Disc. Statement - PTO/SB08. Inter; Search Report. Executed
Assignment; Form PTO - 1595-

Check for \$950.00 (includes \$40.00 assignment recording fee)

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10/088875